

## PROPOSED CONSTITUTIONAL AMENDMENTS

## H.J.R. 80, § 1

*accordance with this section and applicable law, the attorney general shall approve them, and, after payment by the purchasers of the obligations in accordance with the terms of sale and after execution and delivery of the related credit agreements, the obligations and related credit agreements are incontestable for any cause.*

*(h) Obligations and credit agreements issued or executed under the authority of this section may not be included in the computation required by Section 49-j, Article III, of this constitution, except that if money has been dedicated to the fund without specification of its source or the authority granted by Subsection (f) of this section has been implemented, the obligations and credit agreements shall be included to the extent the comptroller projects that general funds of the state, if any, will be required to pay amounts due on or on account of the obligations and credit agreements.*

*(i) The collection and deposit of the amounts required by this section, applicable law, and contract to be applied to the payment of obligations and credit agreements issued, executed, and secured under the authority of this section may be enforced by mandamus against the commission, the department, and the comptroller in a district court of Travis County, and the sovereign immunity of the state is waived for that purpose.*

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held November 8, 2005. The ballot shall be printed to permit voting for or against the proposition: "The constitutional amendment creating the Texas rail relocation and improvement fund and authorizing grants of money and issuance of obligations for financing the relocation, rehabilitation, and expansion of rail facilities."

Passed by the House on April 25, 2005: Yeas 107, Nays 24, 1 present, not voting;  
passed by the Senate on May 25, 2005: Yeas 31, Nays 0.

Filed with the Secretary of State June 6, 2005.

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## H.J.R. No. 79

### A JOINT RESOLUTION

proposing a constitutional amendment authorizing the legislature to provide for a six-year term for a board member of a regional mobility authority.

*BE IT RESOLVED BY THE Legislature of the State of Texas:*

SECTION 1. Section 30, Article XVI, Texas Constitution, is amended by adding Subsection (e) to read as follows:

*(e) The Legislature by general law may provide that members of the board of a regional mobility authority serve terms not to exceed six years, with no more than one-third of the members of the board to be appointed every two years.*

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held November 8, 2005. The ballot shall be printed to permit voting for or against the proposition: "The constitutional amendment authorizing the legislature to provide for a six-year term for a board member of a regional mobility authority."

Passed by the House on May 11, 2005: Yeas 124, Nays 11, 3 present, not voting;  
passed by the Senate on May 25, 2005: Yeas 30, Nays 1.

Filed with the Secretary of State May 27, 2005.

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## H.J.R. No. 80

### A JOINT RESOLUTION

proposing a constitutional amendment clarifying that certain economic development programs do not constitute a debt.

*BE IT RESOLVED BY THE Legislature of the State of Texas:*

SECTION 1. Section 52-a, Article III, Texas Constitution, is amended to read as follows: